IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 1ST NOVEMBER 2007 / 10TH KARTHIKA 1929

WP(C).No. 20399 of 2007(C)

PETITIONER:

P.MOHANDAS, S/O. U.K.PADBHANABHAN,
UNDACHAN VEEDU, MANNANCHERI P.O.,
ALAPPUZHA DISTRICT, NOW RETIRED HEALTH INSPECTOR
GRADE II, ALAPPUZHA MUNICIPALITY.

BY ADV. SRI.L.RAJESH NARAYAN
SRI.A.D.SHAJAN

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY, DEPARTMENT OF LOCAL ADMINISTRATION,
SECRETARIAT, THIRUVANANTHAPURAM.

2. DIRECTOR OF MUNICIPAL ADMINISTRATION,
THIRUVANANTHAPURAM.

3. ALAPPUZHA MUNICIPALITY, REPRESENTED BY
ITS SECRETARY, ALAPPUZHA.

BY GOVT. PLEADER, SRI. SUDHADEVI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P1: COPY OF THE NOTICE BY THE THIRD RESPONDENT.

/TRUE COPY/

P.A. TO JUDGE

JP

ANTONY DOMINIC, J.

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W.P.(C) No. 20399 of 2007

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Dated this the 1st day of November, 2007

JUDGMENT

The petitioner, who was a IInd Grade Health Inspector in the 3rd respondent-municipality, retired from service on 31.5.06. It is on account of non payment of pensionary benefits that he has filed this writ petition. It is submitted that the Local Fund Audit Department has already approved payment of pension benefits and therefore, the 3rd respondent is to make payment on that basis. The 3rd respondent does not dispute these facts, particularly regarding liability and seeks only some time for effecting payment.

2. It being an issue regarding the terminal benefits payable to a retired employee of the 3rd respondent, I see no justification in delaying payment of the pensionary benefits that are due to the petitioner.

3. Accordingly, I dispose of the writ petition directing that the pensionary benefits, alongwith arrears, that are due to the petitioner, shall be disbursed by the 3rd respondent as expeditiously as possible, at any rate, within six weeks from today.

ANTONY DOMINIC,
JUDGE

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